D.B. CIVIL CONTEMPT PETITION NO.277/2006
IN
D.B. CIVIL SPECIAL APPEAL NO.426/2005

Date of order : 5.12.2006

HON'BLE MR. JUSTICE RAJESH BALIA
HON'BLE MR. JUSTICE GOPAL KRISHAN VYAS

Mr. M.S. Singhvi, for the petitioner.
Mr. S.G. Ojha, for the respondent.

A reply has been submitted by the respondents stating therein that in terms of the agreement the plots have been alloted to the applicant.

Learned counsel for the applicant states that one Plot No.182 which otherwise was offered by the UIT is still lying vacant and instated of allotment of three separate plots, UIT may consider to allot the said plot to the petitioner, which is still lying in the same locality.

We are of the opinion that so far as contempt proceedings are concerned, it need not be persued as the matter has already been settled in terms of the agreement. However, if the petitioner makes any application for considering his case for allotting one single plot No.182 in the same locality in exchange of plots allotted to him, it is for the UIT to consider his application.

Notice of contempt are discharged.

The petition is accordingly disposed of.

(GOPAL KRISHAN VYAS), J. (RAJESH BALIA), J.

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